

1 GORDON & SILVER, LTD.
 2 GERALD M. GORDON, ESQ.
 3 Nevada Bar No. 229
 4 E-mail: gmg@gordonsilver.com
 5 THOMAS H. FELL, ESQ.
 6 Nevada Bar No. 3717
 7 E-mail: thf@gordonsilver.com
 8 BRIGID M. HIGGINS, ESQ.
 9 Nevada Bar No. 5990
 E-mail: bmh@gordonsilver.com
 3960 Howard Hughes Pkwy., 9th Floor
 Las Vegas, Nevada 89109
 Telephone (702) 796-5555
 Facsimile (702) 369-2666
 8 Attorneys for the Official Committee of Holders of Executory Contract
 Rights through USA Commercial Mortgage Company
 9 ("Official Committee of Direct Lenders")

E-Filed On 6-22-06

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

12 In re:
 13 USA COMMERCIAL MORTGAGE COMPANY,
 14 Debtor.

Case Nos.:
 BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

15 In re:
 16 USA CAPITAL REALTY ADVISORS, LLC,
 17 Debtor.

JOINTLY ADMINISTERED
Chapter 11

18 In re:
 19 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
 20 Debtor.

**NOTICE OF ENTRY
OF
ORDER RE APPLICATION OF
THE OFFICIAL COMMITTEE
OF HOLDERS OF
EXECUTORY CONTRACT
RIGHTS THROUGH USA
COMMERCIAL MORTGAGE
COMPANY TO EMPLOY
GORDON & SILVER, LTD.**

21 In re:
 22 USA SECURITIES, LLC,
 23 Debtor.

Date: 6/5/06
Time: 9:30 a.m.

24 Affects:
 25 All Debtors
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

26
 27 PLEASE TAKE NOTICE that an Order Re Application of the Official Committee of
 28 Holders of Executory Contract Rights Through USA Commercial Mortgage Company to

1 Employ Gordon & Silver, Ltd., a copy of which is attached hereto, was entered in the above-
2 captioned matter on the 20th day of June, 2006.

3 DATED this 22 day of June, 2006.

4 GORDON & SILVER, LTD.

5 By: 

6 GERALD M. GORDON, ESQ.
7 GREGORY E. GARMAN, ESQ.
8 BRIGID M. HIGGINS, ESQ.
3960 Howard Hughes Pkwy., 9th Floor
Las Vegas, Nevada 89109

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Entered on Docket
June 20, 2006

A handwritten signature in black ink, appearing to read "R. B." followed by a stylized signature.

Hon. Linda B. Riegle
United States Bankruptcy Judge

7 GORDON & SILVER, LTD.
8 GERALD M. GORDON, ESQ.
9 Nevada Bar No. 229
10 E-mail: gmg@gordonsilver.com
11 THOMAS H. FELL, ESQ.
12 Nevada Bar No. 3717
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17 3960 Howard Hughes Pkwy., 9th Floor
18 Las Vegas, Nevada 89109
19 Telephone (702) 796-5555
20 Facsimile (702) 369-2666
21 Attorneys for the Official Committee of Holders of Executory
22 Contract Rights through USA Commercial Mortgage Company

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA

18 In re:
19 USA COMMERCIAL MORTGAGE COMPANY,
20 Debtor.

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

21 In re:
22 USA CAPITAL REALTY ADVISORS, LLC,
23 Debtor.

JOINTLY ADMINISTERED
Chapter 11

22 In re:
23 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
24 Debtor.

24 In re:
25 USA CAPITAL FIRST TRUST DEED FUND, LLC,
26 Debtor.

ORDER RE APPLICATION OF
THE OFFICIAL COMMITTEE
OF HOLDERS OF
EXECUTORY CONTRACT
RIGHTS THROUGH USA

26 In re:
27 USA SECURITIES, LLC,
28 Debtor.

1 Affects:	2 <input type="checkbox"/> All Debtors	3 <input checked="" type="checkbox"/> USA Commercial Mortgage Company	4 <input type="checkbox"/> USA Capital Realty Advisors, LLC	5 <input type="checkbox"/> USA Capital Diversified Trust Deed Fund, LLC	6 <input type="checkbox"/> USA Capital First Trust Deed Fund, LLC	7 <input type="checkbox"/> USA Securities, LLC	8 COMMERCIAL MORTGAGE COMPANY TO EMPLOY GORDON & SILVER, LTD.
9	10	11	12	13	14	15	16 Date: 6/5/06 17 Time: 9:30 a.m.

The Application of the Official Committee of Holders of Executory Contract rights through USA Commercial Mortgage Company to Employ Gordon & Silver, Ltd. (“Application”) having come on for hearing before the above-captioned Court on June 5, 2006, at 9:30 a.m., Gerald M. Gordon of the law firm Gordon & Silver, Ltd., having appeared on behalf of Gordon & Silver, Ltd., and all other appearances having been noted in the record, the Court having reviewed the Application and supporting pleadings, and having considered the statements of counsel and the pleadings filed in opposition to the Application, and for good cause appearing therefor;

IT IS HEREBY ORDERED that the Application is Approved subject to and conditioned upon Gordon & Silver, Ltd. not representing Nevada State Bank with regard to any matters relating to the Debtors or Thomas Hantges and Joseph Milanowski.

PREPARED AND SUBMITTED:

GORDON & SILVER, LTD.

By: 
GERALD M. GORDON, ESQ.
GREGORY R. GARMAN, ESQ.
TALITHA B. GRAY, ESQ.
Attorneys for the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company

APPROVED/DISAPPROVED:

SCHWARTZER & McPHERSON
LAWFIRM

By: Lenard E. Schwartzter, Esq.
Attorneys for Debtors

APPROVED/DISAPPROVED:

STUTMAN, TREISTER & GLATT, P.C.

By: Frank A. Merola, Esq.

Eve H. Karasik, Esq.

Christine M. Pajak, Esq.

Attorney for the Official Committee of Equity
Surity Holders of USA Capital First Trust
Deed Fund, LLC

1 Affects:

2 All Debtors
 3 USA Commercial Mortgage Company
 4 USA Capital Realty Advisors, LLC
 5 USA Capital Diversified Trust Deed Fund, LLC
 6 USA Capital First Trust Deed Fund, LLC
 7 USA Securities, LLC

COMMERCIAL MORTGAGE
COMPANY TO EMPLOY
GORDON & SILVER, LTD.Date: 6/5/06
Time: 9:30 a.m.

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16 PREPARED AND SUBMITTED:

17 GORDON & SILVER, LTD.

18 By: 

19 GERALD M. GORDON, ESQ.
 20 GREGORY R. GARMAN, ESQ.
 21 TALITHA B. GRAY, ESQ.

22 Attorneys for the Official Committee of Holders of Executory
 23 Contract Rights through USA Commercial Mortgage Company

24 APPROVED/DISAPPROVED:

SCHWARTZER & MCPHERSON
 LAW FIRM

25 By: 

Lenard E. Schwartzer, Esq.

26 Attorneys for Debtors

27 APPROVED/DISAPPROVED:

STUTMAN, TREISTER & GLATT, P.C.

28 By:

Frank A. Merola, Esq.

Eve H. Karasik, Esq.

Christine M. Pajak, Esq.

29 Attorney for the Official Committee of Equity
 30 Security Holders of USA Capital First Trust
 31 Deed Fund, LLC

JUN-13-2006 09:46

Stutman Treister & Glatt

1 310 228 5788 P.02

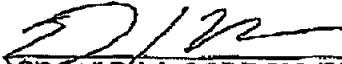
1 Affects:	COMMERCIAL MORTGAGE COMPANY TO EMPLOY GORDON & SILVER, LTD.
2 <input type="checkbox"/> All Debtors	
3 <input checked="" type="checkbox"/> USA Commercial Mortgage Company	
4 <input type="checkbox"/> USA Capital Realty Advisors, LLC	
5 <input type="checkbox"/> USA Capital Diversified Trust Deed Fund, LLC	
6 <input type="checkbox"/> USA Capital First Trust Deed Fund, LLC	
7 <input type="checkbox"/> USA Securities, LLC	
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16 PREPARED AND SUBMITTED:

17 GORDON & SILVER, LTD.

18 By: 

19 GERALD M. GORDON, ESQ.
 20 GREGORY R. GARMAN, ESQ.
 21 TALITHA B. GRAY, ESQ.
 22 Attorneys for the Official Committee of Holders of Executory
 23 Contract Rights through USA Commercial Mortgage Company

24 APPROVED/DISAPPROVED:

25 SCHWARTZER & McPHERSON
 26 LAW FIRM

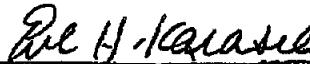
27 By:

28 Lenard E. Schwartz, Esq.
 29 Attorneys for Debtors

APPROVED/DISAPPROVED:

STUTMAN, TREISTER & GLATT, P.C.

By:

30 
 31 Frank A. Merola, Esq.
 32 Eve H. Karasik, Esq.
 33 Christine M. Pajak, Esq.
 34 Attorney for the Official Committee of Equity
 35 Security Holders of USA Capital First Trust
 36 Deed Fund, LLC

GORDON & SILVER, LTD.
 ATTORNEYS AT LAW
 NINH FLOOR
 3940 HOWARD HUGHES Pkwy
 LAS VEGAS, NEVADA 89109
 (702) 796-5555

100933-001/406292

1 APPROVED/DISAPPROVED:

2 Office of the United States Trustee

3 By _____

4 August Lapidis, Esq.
5 Scott Farrow, Esq.

1 APPROVED/DISAPPROVED:

2 LEWIS AND ROCA, LLP

3 By _____

4 Rob Charles, Esq.

5 Susan M. Freeman, Esq.

6 [Proposed] Counsel for Official Committee of
7 Unsecured Creditors of USA Commercial Mortgage
8 Company

9 APPROVED/DISAPPROVED:

10 ORRICK, HERRINGTON &
11 SUTCLIFFE, LLP

12 By _____

13 Marc A. Levinson, Esq.

14 Lynn Trinka Ernec, Esq.

15 [Proposed] Counsel for the Official
16 Committee of Equity Security Holders
17 of USA Capital Diversified Trust
18 Deed Fund, LLC

19

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06/12/2006 09:50 FAX

005/005

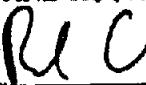
1 APPROVED/DISAPPROVED:

2 Office of the United States Trustee

3
4 By _____
5 August Landis, Esq.
6 Scott Farrow, Esq.

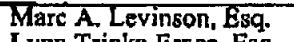
1 APPROVED/DISAPPROVED:

2 LEWIS AND ROCA, LLP

3
4 By: 
5 Rob Charles, Esq.
6 Susan M. Freeman, Esq.
7 [Proposed] Counsel for Official Committee of
8 Unsecured Creditors of USA Commercial Mortgage
9 Company

10 APPROVED/DISAPPROVED:

11 ORRICK, HERRINGTON &
12 SUTCLIFFE, LLP

13 By: 
14 Marc A. Levinson, Esq.
15 Lynn Trinka Ernce, Esq.
16 [Proposed] Counsel for the Official
17 Committee of Equity Security Holders
18 of USA Capital Diversified Trust
19 Deed Fund, LLC

20
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1 **APPROVED/DISAPPROVED:**

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4 By _____
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10 **APPROVED/DISAPPROVED:**

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12 SUTCLIFFE, LLP

13 By: _____
14 Marc A. Levinson, Esq.
15 Lynn Trinka Ernce, Esq.
16 [Proposed] Counsel for the Official
17 Committee of Equity Security Holders
18 of USA Capital Diversified Trust
19 Deed Fund, LLC

LR 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies as follows:

- The Court waived the requirement of approval under LR 9021.
- No parties appeared or filed written objections, and there is no trustee appointed in this case.
- A copy of this proposed order was delivered to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below:

1. Marc A. Levinson, Esq. on June 12, 2006. Failed to Respond.

144

MDS Marsha D. Stallsworth

From: USBC_NEVADA@nvb.uscourts.gov
Sent: Tuesday, June 20, 2006 7:11 AM
To: Courtmail@nvblei.nvb.uscourts.gov
Subject: 06-10725-lbr Order on Application to Employ

*****NOTE TO PUBLIC ACCESS USERS*** You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

U.S. Bankruptcy Court

District of Nevada

Notice of Electronic Filing

The following transaction was received from Lakas, WM entered on 6/20/2006 at 7:10 AM PDT and filed on 6/20/2006

Case Name: USA COMMERCIAL MORTGAGE COMPANY
Case Number: 06-10725-lbr
Document Number: 738

Docket Text:

Order Re Application of THE OFFICIAL COMMITTEE OF HOLDERS OF EXECUTORY CONTRACT RIGHTS THROUGH USA COMMERCIAL MORTGAGE COMPANY to Employ GORDON & SILVER, LTD. (Related document(s) [378]) (Lakas, WM)

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: U:\CA\Bill\06-10725-gord..pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=989277954 [Date=6/20/2006] [FileNumber=7008110-0]
[0ccd53998b12cf5582987254e5f3855643ad769a0b1bfd5d67e0c9d659343cff0f93
7c98335ede9b44538d51b17e14984db5bc4a99c8ec14dfd00d2082331cd8]]

06-10725-lbr Notice will be electronically mailed to:

FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com

BMC GROUP, INC. evrato@bmccgroup.com,
ecf@bmccgroup.com;jmiller@bmccgroup.com;jbartlett@bmccgroup.com

KELLY J. BRINKMAN kbrinkman@goldpatterson.com,

THOMAS R BROOKSBANK brooksbankt1@sbcglobal.net, kaya1@sbcglobal.net

MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com